

**IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF PENNSYLVANIA**

IN RE: PHILIPS RECALLED CPAP,)	
BI-LEVEL PAP, AND MECHANICAL)	Master Docket: Misc. No. 21-1230
VENTILATOR PRODUCTS)	
LITIGATION,)	MDL No. 3014
)	
This Document Relates to:)	
)	
<i>Personal Injury Claimants and Potential</i>)	
<i>Claimants</i>)	

**JOINT MOTION REGARDING APPOINTMENT OF SETTLEMENT
ADMINISTRATOR, ALLOCATION SPECIAL MASTER, AND
SETTLEMENT SPECIAL MASTER**

On May 9, 2024, Plaintiffs' Negotiating Counsel and the Philips Defendants entered into a Personal Injury Master Settlement Agreement intended to resolve all personal injury claims of all Eligible Claimants. In accordance with the Settlement Agreement, the Parties jointly request the appointment of a Settlement Administrator, Allocation Special Master, and Settlement Special Master.

The Parties request that BrownGreer PLC be appointed as Settlement Administrator. BrownGreer was previously appointed to serve as the online platform for data management in this MDL, and has extensive experience providing settlement administration and claims resolution services in large, personal-injury MDLs.

The Parties request that Mr. Matt Garretson be appointed as Allocation Special Master. Mr. Garretson has extensive prior professional experience as a Special Master and Administrator of settlement funds and crisis response programs throughout the country in environmental disaster, product liability, civil rights, and other cases and has substantial firsthand experience with the design, oversight and/or administration of hundreds of class action and mass tort resolution programs.

The Parties request that Judge Diane Welsh (ret.), who served as the mediator for this matter, be appointed as the Settlement Special Master.

WHEREFORE, for the foregoing reasons, the Parties jointly request the entry of the attached proposed Order appointing a Settlement Administrator, Allocation Special Master, and Settlement Special Master.

Respectfully submitted,

/s/ John P. Lavelle, Jr.

John P. Lavelle, Jr.

Lisa C. Dykstra

MORGAN, LEWIS & BOCKIUS LLP

2222 Market Street

Philadelphia, PA 19103-3007

(215) 963-5000 (phone)

john.lavelle@morganlewis.com

lisa.dykstra@morganlewis.com

/s/ Wendy West Feinstein

Wendy West Feinstein

MORGAN, LEWIS & BOCKIUS LLP

One Oxford Center, 32nd Floor

Pittsburgh, PA 15219-6401

(412) 560-3300 (phone)

wendy.feinstein@morganlewis.com

/s/ Erik T. Koons

Erik T. Koons

BAKER BOTTS LLP

700 K St. NW

Washington, DC 20001

(202) 639-7973 (phone)

erik.koons@bakerbotts.com

andrew.george@bakerbotts.com

/s/ Andrew T. George

Andrew T. George

BOURELLY, GEORGE + BRODEY LLP

1050 30th Street, NW

Washington, DC 20007

(202) 753-5012 (phone)

andrew.george@bgblawyers.com

/s/ Christopher A. Seeger

Christopher A. Seeger

SEEGER WEISS LLP

55 Challenger Road, 6th Floor

Ridgefield Park, NJ 07660

(973) 639-9100 (phone)

cseeger@seegerweiss.com

/s/ Sandra L. Duggan

Sandra L. Duggan

LEVIN SEDRAN & BERMAN LLP

510 Walnut Street, Suite 500

Philadelphia, PA 19106

(215) 592-1500 (phone)

sduggan@lfsblaw.com

/s/ Steven A. Schwartz

Steven A. Schwartz

**CHIMICLES SCHWARTZ KRINER &
DONALDSON-SMITH LLP**

361 West Lancaster Avenue

Haverford, PA 19041

(610) 642-8500 (phone)

steveschwartz@chimicles.com

/s/ Kelly K. Iverson

Kelly K. Iverson

LYNCH CARPENTER, LLP

1133 Penn Avenue, 5th Floor

Pittsburgh, PA 15222

(412) 322-9243 (phone)

kelly@lcllp.com

Counsel for Defendant Philips RS North America, LLC

/s/ Michael H. Steinberg

Michael H. Steinberg
SULLIVAN & CROMWELL LLP
1888 Century Park East
Los Angeles, CA 90067
(310) 712-6670 (phone)
steinbergm@sullcrom.com

/s/ William B. Monahan

Tracy Richelle High
William B. Monahan
SULLIVAN & CROMWELL LLP
125 Broad Street
New York, NY 10004
(212) 558-4000 (phone)
hight@sullcrom.com
monahanw@sullcrom.com

Counsel for Defendants Koninklijke Philips N.V., Philips North America LLC, Philips Holding USA Inc., and Philips RS North America Holding Corporation

/s/ Roberta D. Liebenberg

Roberta D. Liebenberg (Chair)
FINE, KAPLAN AND BLACK, R.P.C.
One South Broad Street, 23rd Floor
Philadelphia, PA 19107
(215) 567-6565 (phone)
rliebenberg@finekaplan.com

Plaintiffs' Negotiating Counsel

/s/ D. Aaron Rihn

D. Aaron Rihn
ROBERT PEIRCE & ASSOCIATES, P.C.
707 Grant Street, Suite 125
Pittsburgh, PA 15219
(412) 281-7229 (phone)
arihn@peircelaw.com

Plaintiffs' Co-Liaison Counsel